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DISTRICT

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ANTHONY BALBIANI, an individual,
Plaintiff,

vs.

CHESTER PUBLIC UTILITY DISTRICT,
INC., a local government entity;
MATTHEW MAUMOYNIER, an
individual; MATTHEW TURNER, an
individual; BRIAN LAYNE, an individual;
and DOES 1 through 20; inclusive,

Defendants.

Case No. 2:20-cv-2310 TLN DMC

**STIPULATION TO VACATE BRIEFING
SCHEDULE RE: REQUESTS FOR
PRODUCTION NOS. 5, 7, AND 8; ORDER**

Complaint Filed: November 19, 2020
Trial Date: None

STIPULATION

WHEREAS, Plaintiff ANTHONY BALBIANI (“Plaintiff”) and Defendant CHESTER PUBLIC UTILITY DISTRICT (“CPUD”) (collectively, “the Stipulating Parties”), along with Defendant MATTHEW MAUMOYNIER (“Mr. Maumoynier”) and Defendant MATTHEW TURNER (“Mr. Turner”), are working to finalize the terms of a settlement agreement resolving the entire action;

WHEREAS, counsel for the Stipulating Parties previously represented to the Court that it was likely the parties would approve and agree to final settlement terms on or about August 31, 2022;

WHEREAS, the Stipulating Parties along with Mr. Maumoynier and Mr. Turner have negotiated the terms of a settlement agreement;

WHEREAS, the Stipulating Parties have each authorized and affixed signatures to the settlement agreement;

WHEREAS, the Stipulating Parties are still waiting for signed copies of the settlement agreement from Mr. Maumoynier and Mr. Turner.

WHEREAS, the Stipulating Parties anticipate they will receive signed copies of the settlement agreement from Mr. Maumoynier and Mr. Turner soon.

WHEREAS, pursuant to the Court’s August 30, 2022 Order (ECF No. 33), the deadline for Plaintiff to file his supplemental brief regarding requests for production nos. 5, 7, and 8 is September 7, 2022 and the deadline for CPUD to file its supplemental brief is September 16, 2022.

WHEREAS, the Stipulating Parties desire to wait for signed copies of the settlement agreement from Mr. Maumoynier and Mr. Turner and otherwise work towards resolution of the entire action through settlement without having to unnecessarily expending resources in further briefing regarding the pending discovery dispute.

NOW, THEREFORE, the Stipulating Parties STIPULATE as follows:

The deadlines for Plaintiff and CPUD to file supplemental briefs regarding requests for production nos. 5, 7, and 8 are vacated.

1 Dated: September 6, 2022

2 /s/ Maria Bourn

3 MARIA BOURN
4 LAW OFFICES OF TANYA GOMERMAN
5 Attorney for Plaintiff
6 ANTHONY BALBIANI

7 Dated: September 6, 2022

8 /s/ Kellen Crowe

9 PETER O. GLAESSNER
10 KELLEN CROWE
11 ALLEN, GLAESSNER, HAZAELWOOD
12 AND WERTH, LLP
13 Attorneys for Defendant
14 CHESTER PUBLIC UTILITY DISTRICT
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ORDER

The Stipulating Parties having stipulated, IT IS HEREBY ORDERED that the deadlines set forth in the Court's August 30, 2022 Order (ECF No. 33) for Plaintiff to file his supplemental brief regarding requests for production nos. 5, 7, and 8 and for CPUD to file is supplemental brief are vacated. The deadline for submission of documents for in camera review is also vacated. These deadlines will be re-set if final dispositional documents are not filed within 30 days of the date of this order.

Dated: September 12, 2022



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE